

**Sec. 12-20. - Additional requirements for mobile ice cream vendors and other vehicles vending products to children.**

*(a) Additional requirement for issuance of permit.*

- (1) All drivers of ice cream trucks and other vehicles vending products to children shall submit a copy of their driver's license to the city and obtain the permit described in this article before operating such vehicle.
- (2) All permit applicants shall provide proof of automobile insurance according to state law along with the application.
- (3) All applicants shall be subject to a criminal history background check, and shall consent to such check as a condition of application. A conviction for any offense involving actual or attempted homicide, kidnapping, assault or assaultive offenses, unlawful sexual conduct or assault, theft (including robbery or burglary), prostitution or obscenity shall be grounds for disqualification of an applicant.

*(b) Safety equipment for ice cream trucks.*

- (1) Signs stating "WATCH FOR CHILDREN" must be provided on the front, back, and both sides of the vehicle in at least four inch letters of contrasting colors.
- (2) The company name, address, and phone number must be on both sides of the vehicle in at least three-inch letters of contrasting colors.
- (3) A serving window, capable of being closed when not in use, must be provided and must be located on the curbside only.
- (4) Left and right outside rear view mirrors as well as two additional outside wide-angle mirrors on the front and back of the vehicle must be provided to enable the driver to see around the entire vehicle.
- (5) Operable yellow or amber flashing hazard lights that are clearly visible not less than 100 yards from the mobile unit under average daylight conditions shall be provided. Such lights shall be mounted no more than 12 inches below the roof of the mobile unit. No fewer than two lights shall be visible from each approach.
- (6) A rear bumper cover shall be installed to prevent children from standing or jumping on the rear of the vehicle.

*(c) Vending requirements for mobile ice cream vendors.*

- (1) Location.
  - a. Mobile ice cream trucks are permitted to vend in an area for no more than 15 minutes, then they must move to another location.
  - b. Mobile ice cream vending is prohibited within City of Grapevine parks.
  - c. Mobile ice cream trucks shall not vend within one block of any block containing an elementary or junior high school during school

hours or within one hour before or after school hours on a day that school is scheduled to be in session.

d. Mobile ice cream trucks shall not vend within 100 feet from an intersection.

(2) Hours of operation.

Mobile ice cream vending may only occur from 10:00 a.m. to one-half hour before sunset.

(3) Use of sound equipment.

a. Use of sound equipment shall be limited to music or human speech.

b. Sound shall not be audible more than 100 yards from the truck. Sound shall be produced at no more than 80 dBA.

c. Sound equipment may only be used from 10:00 a.m. until one-half hour before sunset.

d. Sound shall not be broadcast within 100 yards of schools during school hours while school is in session, or within 100 yards of hospitals, churches, courthouses, funeral homes, or cemeteries.

e. Sound shall be turned off while the vehicle is stopped for vending.

(4) Safety precautions.

a. Drivers shall check around the vehicle before leaving the area to ensure that children are not remaining. When handing the purchased product to the children, drivers shall make certain traffic is clear, in case a child leaves the truck immediately and fails to observe the hazard of oncoming traffic.

b. Child customers shall not be allowed inside the vehicle. This provision shall not apply to children related to the driver within the third degree of consanguinity or affinity, while riding with the driver along the sales route.